



**City of
Wenatchee**

**WENATCHEE CITY COUNCIL MEETING
WENATCHEE CITY HALL
April 28, 2011
MINUTES**

In attendance:

**Mayor Dennis Johnson
Councilmember Jim Bailey
Councilmember Tony Veeder
Councilmember Karen Rutherford
Councilmember Doug Miller
Councilmember Mark Kulaas
Councilmember Don Gurnard
Councilmember Carolyn Case**

Staff in attendance:

Executive Services Director Allison Williams
City Clerk Tammy Stanger
City Attorney Steve Smith
IS Support Tim McCord
Human Resources Manager Judy Smith
Public Works Director (Engineering) Steve King
Public Works Director (Operations) Dan Frazier
Finance Director Mark Calhoun
Accounting Supervisor Deanne McDaniel
Environmental Manager Jessica Shaw
Intern Pete Lolos

The Mayor called the meeting to order at 3:30 p.m.

3:30 p.m. Executive Session to discuss with legal counsel the legal risks of a proposed action. Final actions, if any, shall be taken in a public meeting.

Motion to adjourn and meet in executive session to end no later than 5:10 p.m. by Councilmember Doug Miller. Councilmember Jim Bailey seconded the motion. Motion carried.

The regular meeting convened at 5:15 p.m.

5:15 p.m. Pledge of Allegiance led by Councilmember Carolyn Case

Consent Items:

- (a) Motion** to approve agenda, vouchers, and minutes from previous meetings.
- (b) Motion** approving and authorizing the Mayor to sign the engagement letter for Koegen Edwards, LLP related to public finance and specialized municipal law

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Mayor's office at (509) 888-6204 (TTY 711). Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to the meeting (28 CFR 35.102-35.104 ADA Title 1.)

advice related to Greater Wenatchee Regional Events Center Public Facilities District financing matters.

- (c) **Motion** to set May 12, 2011 as the public hearing date to consider Zoning Code Amendments pertaining to Off-Street Parking Chapter provisions.
- (d) **Motion** to set May 12, 2011 as the public hearing date to consider Zoning Code Amendments pertaining to Electric Vehicle Infrastructure provisions.

Motion to approve the consent items by Councilmember Mark Kulaas with revisions to the agenda under action Item F, which is a consideration for a motion to authorize the Mayor and staff to pursue a contingent loan agreement with the Greater Wenatchee Regional Events Center Public Facilities District in support of the PFD's future bond issuance to refinance its 2008 Bond Anticipation Notes subject to final Council approval, and further subject to judicial validation pursuant to Chapter 7.25 RCW, Chapter 7.24 RCW, Chapter 7.16 RCW, and other applicable statutory and procedural authority and equitable powers of the Court; adding agenda Item G, motion approving and authorizing the Mayor to sign a letter to Foster Pepper terminating its representation of the City with regard to matters concerning Greater Wenatchee Regional Events Center Public Facilities District financing; adding agenda Item H, motion approving and authorizing the Mayor to sign a letter consenting to Foster Pepper's representation of the Greater Wenatchee Regional Events Center Public Facilities District related to the refinancing of the 2008 Bond Anticipation Notes and matters related thereto; adding agenda Item I, establishing a City Council Finance Committee as a standing committee of the Council; adding agenda Item J, discussion regarding City participation in strategy of budgetary response for the PFD bonding update with Standard and Poors next month. Councilmember Doug Miller seconded the motion. Motion carried.

Presentations:

- National Day of Prayer Proclamation read by Councilmember Carolyn Case
- Public Service Recognition Week Proclamation read by Councilmember Mark Kulaas
- Poppy Days Proclamation read by Don Gurnard. A special guest was present to sell Poppies to the Council and members of the audience.
- Wenatchee Valley Visitor's Bureau 2010 Annual Report presented by Roger Clute, Executive Director of the Visitor's Bureau, and Eric Granstrom, Executive Director of the Sports Council.

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Citizen Comments:

The "Citizen Comments" period is to provide the opportunity for members of the public to address the Council on items either not on the agenda or not listed as a public hearing. The Mayor will ask if there are any citizens wishing to address the Council. When recognized, please step up to the microphone, give your name and mailing address, and state the matter of your interest. If your interest is an agenda item, the Mayor may suggest that your comments wait until that time. Citizen comments will be limited to three minutes.

There was no citizen comment.

Action Items:

- A. Ordinance No. 2011-22**, amending Ordinance No. 2007-38, Section III, codified at WCC 1.06.030(3) related to stipends received by City Council members for meetings attended on behalf of the City

Human Resources Manager Judy Smith presented the staff report.

Motion to approve by Councilmember Mark Kulaas. Councilmember Tony Veeder seconded the motion. Motion carried.

- B. Motion** for City Council to authorize the Mayor to sign the revised Lease with the Wenatchee Valley Farmers Market for use of the Palouse Street Parking Lot during the 2011 season

Public Works Director (Engineering) Steve King presented the staff report. Gayla Toften, President of the Wenatchee Valley Farmers Market was also present.

Council asked questions of staff and of Ms. Toften.

Motion to approve by Councilmember Mark Kulaas, with an amendment to the agreement to strike out the first two sentences of Section VI, and allow the mayor to negotiate the third sentence. Councilmember Tony Veeder seconded the motion. Motion carried 6-1, with Councilmember Doug Miller voting nay.

- C. Resolution No. 2011-42**, declaring certain personal property surplus to the needs of the City of Wenatchee and authorizing the Department of Public Works to dispose of the personal property identified herein

Public Works Director (Engineering) Steve King presented the staff report.

Council asked questions of staff.

Motion to approve by Councilmember Don Gurnard. Councilmember Jim Bailey seconded the motion. Motion carried.

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- D. for City Council approval of the Interagency Agreement with the Washington State Department of General Administration

Public Works Director (Operations) Dan Frazier presented the staff report.

Council asked questions of staff.

Motion to approve by Councilmember Don Gurnard. Councilmember Carolyn Case seconded the motion. Motion carried.

At 6:22 p.m. the Mayor called for a five minute recess.

The meeting reconvened at 6:27 p.m.

- E. **Motion** to approve and authorize the Mayor to sign Rule 15c2-12 Certificate related to the Water and Sewer Revenue Refunding Bonds, 2011, upon final advice and approval of bond counsel

Public Works Director (Operations) Dan Frazier presented the staff report.

Council asked questions of staff. Finance Director Mark Calhoun also answered questions. It was requested that item (b), paragraph 3 on page 34 be removed.

Motion to approve by Councilmember Jim Bailey, with the deletion of Item (b), paragraph 3 on page 34. Councilmember Karen Rutherford seconded the motion. Motion carried 6-1, with Councilmember Doug Miller voting nay.

Action as a result of executive session:

- F. **Motion** to authorize the Mayor and staff to pursue a contingent loan agreement with the Greater Wenatchee Regional Events Center Public Facilities District ("PFD") in support of the PFD's future bond issuance to refinance its 2008 Bond Anticipation Notes subject to final Council approval and further subject to judicial validation pursuant to Chapter 7.25 RCW, Chapter 7.24 RCW, Chapter 7.16 RCW, and other applicable statutory and procedural authority and equitable powers of the Court.

City Attorney Steve Smith presented a memo to the Council.

Council asked questions of Attorney Smith.

Motion to approve by Councilmember Karen Rutherford. Councilmember Tony Veeder seconded the motion. Motion carried.

- G. Motion** approving and authorizing the Mayor to sign a letter to Foster Pepper terminating its representation of the City with regard to matters concerning Greater Wenatchee Regional Events Center Public Facilities District financing.

City Attorney Steve Smith explained the motion.

Motion to approve by Councilmember Tony Veeder. Councilmember Karen Rutherford seconded the motion. Motion carried.

- H. Motion** approving and authorizing the Mayor to sign a letter consenting to Foster Pepper's representation of the Greater Wenatchee Regional Events Center Public Facilities District related to the refinancing of the 2008 Bond Anticipation Notes and matters related thereto.

City Attorney Steve Smith explained the motion.

Motion to approve by Councilmember Jim Bailey. Councilmember Karen Rutherford seconded the motion. Motion carried.

- I.** Discussion regarding establishing a City Council Finance Committee as a standing committee of the Council. Councilmember Kulaas provided an outline to the Council regarding a City Council Finance Committee which could be in place to advise the full Council and assist coordinating with the Mayor and Finance Director on fiscal matters.
- J.** Discussion regarding City participation in strategy of budgetary response for the PFD bonding update with Standard and Poors next month. There is currently a committee of three Councilmembers (Gurnard, Rutherford and Veeder) who are working in that element. Councilmember Bailey has attended all the meetings regarding the issues with attorneys concerning bonding, etc. Those efforts will continue.

Discussion Items:

- (a)** May 5, 2011 Work Session: Council Budget – Priority Process Discussion – Council members

With no further business the meeting adjourned at 7:27 p.m.

ATTEST: _____ ***** _____
Tammy Stanger Dennis Johnson
City Clerk Mayor

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